



U.S. Department of Justice

Executive Office for Immigration Review

*Board of Immigration Appeals*

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Chairman

5107 Leesburg Pike, Suite 2400  
Falls Church, Virginia 22041

S-L 99-20

August 7, 2001

**MEMORANDUM TO:** Board Members

**FROM:** Lori L. Scialabba *LSS*  
Acting Chairman

**SUBJECT:** Additional Streamlining Categories - Phase III

In addition to the authority already provided in 8 C.F.R. § 3.1(a)(1) for single Board Members to exercise the authority of the Board of Immigration Appeals, and pursuant to the authority delegated to me. in 8 C.F.R. § 3.1 (a)(1), I hereby designate the following category of cases to be cases involving "other procedural or ministerial issues" which are appropriate for review and disposition by a single Board Member exercising the authority of the Board of Immigration **Appeals**:

Procedural & Ministerial.

Cases involving a claim for relief under the Cuban Refugee Adjustment Act of November 2, 1966, Pub. L. No. 89-732, 80 Stat. 1161, as amended, the disposition of which are controlled by the Board of Immigration Appeals decision in *Matter of Artigas*, 23 I&N Dec. 99 (BIA 2001), holding that an Immigration Judge has jurisdiction to adjudicate an application for adjustment of status in removal proceedings when the respondent is charged as an arriving alien without a valid visa or entry document.